

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CHRIS DEYERLE,)
Petitioner,) 3:12-cv-00125-RCJ-VPC
vs.) **ORDER**
LA GRANT, *et al.*,)
Respondents.)

This is a pro se petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254 (ECF #6). The court previously granted in part and denied in part respondents' motion to dismiss (ECF #27). On September 30, 2014, the court denied petitioner's motion for stay and abeyance (ECF #45). On December 18, 2014, the court directed petitioner to inform the court in a sworn declaration whether he wished to (1) dismiss the unexhausted grounds for relief in his federal habeas petition and proceed on the exhausted grounds; or (2) dismiss this petition in order to return to state court to exhaust his unexhausted claims (ECF #47).

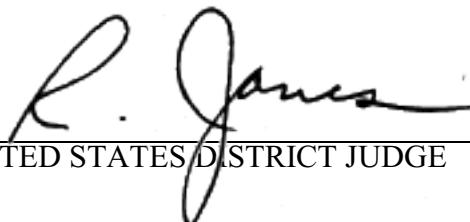
1 On January 7, 2015, petitioner filed his sworn declaration stating that he wishes to dismiss the
2 instant federal petition in order to return to state court to exhaust his unexhausted claims (ECF #48).

3 **IT IS THEREFORE ORDERED** that this petition is **DISMISSED without prejudice**.

4 **IT IS FURTHER ORDERED** that the Clerk shall enter judgment accordingly and close this
5 case.

6 DATED: This 20th day of January, 2015.

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UNITED STATES DISTRICT JUDGE